

ORDINANCE NO. O21-18

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE GENERAL ELECTION OF OFFICERS HELD ON MAY 1, 2021 FOR THE PURPOSE OF ELECTING A MAYOR AND THREE (3) COUNCIL MEMBERS FOR A TWO (2) YEAR TERM OF OFFICE EACH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the Town of Addison, Texas (the "City") heretofore ordered and called a general election to be held on the 1st day of May, 2021 within the City for the purpose of electing a Mayor and three Council Members for a two (2) year term of office each (the "Election"); and

WHEREAS, notice of the Election was given pursuant to and in accordance with applicable law, and the Election was duly and lawfully conducted and held on May 1, 2021, and the returns of the Election have been delivered, in accordance with law, to the City Council, as the canvassing authority for the Election; and

WHEREAS, the City Secretary has submitted a Certification of Unopposed Candidate, *Exhibit A*, advising that no person has made a declaration of write-in candidacy for the position of mayor therefore canceling the election for the office of mayor; and

WHEREAS, Texas Elections Code Subchapter C, Chapter 2 authorizes the City Council to declare the Mayoral Candidate, Joe Chow, elected to office and the mayoral election cancelled; and

WHEREAS, a quorum of the City Council, as required by law, met on May 11, 2021 for the purpose of canvassing the returns and declaring the results of the Election, as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. The above and foregoing recitals to this Ordinance are true and correct and are incorporated herein and made a part of this Ordinance for all purposes.

SECTION 2. The following candidate, who was unopposed in the mayoral election of the Saturday, May 1, 2021 General Election for the office of mayor is declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

Joe Chow

SECTION 3. Canvass of General Election.

A. A tabulation of the returns of the general election of officers of the City held on May 1, 2021, called and ordered for the purpose of electing three Council Members for a two (2) year term of office each, is attached hereto as *Exhibit B* and incorporated herein and made a part hereof

for all purposes. A summary of the said tabulation of returns for the general election set forth in the attached Exhibit B, showing the total votes received by each of the candidates, is as follows:

<i>Randy Smith</i>	492
<i>Lori Ward</i>	687
<i>Tom Braun</i>	742
<i>Kathryn Wheeler</i>	645
<i>Alan Then</i>	492
<i>Lilly Anyanwu</i>	<u>223</u>
	3,281

B. In accordance with the foregoing and pursuant to applicable law, including the Texas Election Code and the City's Home Rule Charter, the City Council finds, determines and declares the results of said general election to be that:

Joe Chow is elected to the office of Mayor of the City for a term of two (2) years.

Lori Ward, Tom Braun, and Kathryn Wheeler are each elected to the office of Council Member of the City for a term of two (2) years.

SECTION 4. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance is held invalid or unconstitutional by the final, valid judgment or decree of a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 5. Effective Date. This Ordinance shall take effect immediately from and after its passage and approval.

DUALLY PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 11th day of MAY 2021.

TOWN OF ADDISON, TEXAS

Joe Chow, Mayor

ATTEST:

APPROVED AS TO FORM:

Irma G. Parker, City Secretary

Brenda N. McDonald, City Attorney

EXHIBIT A

ORDINANCE NO. O21-09

AN ORDINANCE OF THE TOWN OF ADDISON DECLARING UNOPPOSED MAYORAL CANDIDATE IN THE MAY 1, 2021 MAYORAL GENERAL ELECTION, ELECTED TO OFFICE; CANCELING THE ELECTION FOR THE OFFICE OF MAYOR; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the General City Election was called for Saturday, May 1, 2021 for the purpose of electing a mayor and three members to the City Council; and

WHEREAS, the City Secretary has submitted a Certification of Unopposed Candidates, Exhibit A, advising that no person has made a declaration of write-in candidacy for the mayoral election and therefore that the mayoral candidate on the ballot is unopposed for election to office; and

WHEREAS, under these circumstances, Subchapter C, chapter 2, Election Code, authorizes the City Council to declare the candidate elected to office and cancel the election for the office of mayor.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. The following candidate, who is unopposed in the mayoral election of the Saturday, May 1, 2021 General City Election for the office of mayor, is declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

Joe Chow

SECTION 2. The May 1, 2021 Mayoral Election is canceled, and the city secretary is directed to submit a copy of this ordinance to the Dallas County Elections Department for posting at each polling place used or that would have been used in the election.

SECTION 3. It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the City Council would have enacted them without the invalid portion.


SECTION 4. This ordinance shall take effect upon its final passage, and it is so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,
TEXAS, on this the 9th day of MARCH 2021.

TOWN OF ADDISON, TEXAS




Joe Chow, Mayor

ATTEST:

Irma G. Parker, City Secretary


APPROVED AS TO FORM:

Brenda N. McDonald, City Attorney

EXHIBIT A



**CERTIFICATION OF UNOPPOSED CANDIDATES
BY THE CITY SECRETARY**

I, Irma G. Parker, certify that I am the City Secretary of the Town of Addison and the authority responsible for preparing the ballot for the Saturday, May 1, 2021 General Municipal Election. I further certify that no person has made a declaration of write-in candidacy, and the following mayoral candidate is unopposed in said election:

Joe Chow

Dated this 2nd day of MARCH 2021.

TOWN OF ADDISON, TEXAS

Irma G. Parker
Irma G. Parker, City Secretary

**CITY
SECRETARY**

1000 BURNING
WOODS DRIVE
ADDISON, TX 75001

PHONE: 972.411.7011
FAX: 972.411.7000

ADDISONTEXAS.NET

IT ALL COMES
TOGETHER

EXHIBIT B

RESULTS FROM DALLAS COUNTY ELECTIONS DEPARTMENT

(not available at this time)